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|---|----------------------|------------------|
| <p style="text-align: center;">COMBINED DECLARATION AND POWER OF ATTORNEY</p> <p>[X] submitted with initial filing [] submitted after filing (with surcharge)</p> | Attorney Docket No. | FP0303C1US |
| | First Named Inventor | Alberto Argoitia |
| | App. Ser. No. | |
| | Filing Date | Herewith |
| | Group Art Unit | |
| | Examiner's Name | |

As a below-named inventor, I hereby declare that:

1) My residence, post office address, and citizenship are as stated below next to my name. I believe that I am the original, first and sole inventor if only my name is listed below, or that I am an original, first, and joint inventor if additional names are listed below, of the subject matter that is claimed and for which a patent is sought on the invention entitled:

Opaque flake for covert security applications

the specification of which is:

[X] attached hereto;

[] was filed on _____ (MM/DD/YYYY) and assigned U.S. or PCT International Application Serial No. : _____; and was amended on _____ (MM/DD/YYYY) (if applicable).

2) I hereby state that I have reviewed and understand the entire contents of specification, including the claims, as-amended by any amendment specifically referred to above, of the above-identified patent application.

3) I hereby acknowledge the duty to disclose information of which I am aware to the U.S. Patent Office and that is material to patentability as defined in 37 C.F.R. §1.56; namely, information where there is a substantial likelihood that a reasonable patent examiner would consider the information important in deciding whether to allow all pending claims. I further acknowledge that this duty continues while the patent application is pending.

For continuation-in-part applications, I acknowledge that I am obligated to disclose material information that I became aware of between the filing date of the prior ("parent") patent application and the national or PCT international filing date of the continuation-in-part application.

4) I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or under 365(a) of any PCT international application which designated at least one country other than the United

States of America, listed below, and have also identified below, by checking the associated box, any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed.

| Application No. | Country | Filing Date MM/DD/YYYY | Priority Claimed | | Copy Attached | |
|-----------------|---------|---------------------------|------------------|----|---------------|----|
| | | | YES | NO | YES | NO |
| NONE | | | | | | |
| | | | | | | |

5) I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional patent application(s) listed below:

| Application No. | Filing Date (MM/DD/YYYY) |
|-----------------|--------------------------|
| NONE | |
| | |

6) I hereby claim the benefit under 35 U.S.C. § 120 of any U.S. patent application(s) or international patent application(s) filed under the PCT designating the United States of America that is listed below:

| Application No. | Filing Date (MM/DD/YYYY) |
|-----------------|--------------------------|
| 10/641,695 | 08/14/2003 |
| 10/243,111 | 09/13/2002 |

7) I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected therewith and to direct all correspondence to:

Scott W. Hewett
400 West Third Street, No. 223
Santa Rosa, CA 95401

USPTO Customer No. 22849

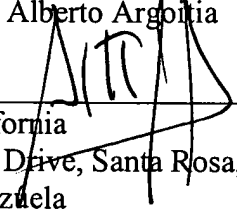
Telephone: 707-591-0789
Fax.: 707-591-0392
email: shewett@sonic.net

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and that these statements were made with the knowledge that willful

false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. §1001, and that such willful false statements may jeopardize the validity of the application or any patent issued therefrom.

Name of first inventor: Alberto Argoitia

Inventor's signature:  Date: 01/19/04

Residence: Santa Rosa, California

Mailing address: 1628 Tahoe Drive, Santa Rosa, CA 95405

Country of Citizenship: Venezuela

Name of second inventor: Paul G. Coombs

Inventor's signature:  Date: Jan. 19, 2004

Residence: Santa Rosa, California

Mailing address: 4733 Devonshire Place, Santa Rosa, CA 95405

Country of Citizenship: United States of America

Name of third inventor: Charles T. Markantes

Inventor's signature:  Date: JAN 19, 2004

Residence: Santa Rosa, California

Mailing address: 155 Stony Point Road, Santa Rosa, CA 95401

Country of Citizenship: United States of America

(The Declaration Ends at This Point)

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Alberto Argoitia, Paul G. Coombs, and Charles T. Markantes

Application No./Patent No.: unassigned Filed/Issue Date: herewith

Entitled: OPAQUE FLAKE FOR COVERT SECURITY APPLICATIONS

Flex Products, Inc., a corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest.
The extent (by, percentage) of its ownership interest is _____ %

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

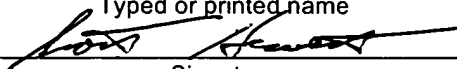
The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

January 20, 2004

Date

Scott W. Hewett

Typed or printed name



Signature

Attorney for the Assignee

Title

ASSIGNMENT OF APPLICATION

Whereas we, Alberto Argoitia, Paul G. Coombs, and Charles T. Markantes, all of Santa Rosa, California; hereafter referred to as APPLICANTS, have invented certain new and useful improvements in OPAQUE FLAKE FOR COVERT SECURITY APPLICATIONS, hereinafter called "the invention", which is assigned Attorney Docket No. FP0303C1US, and

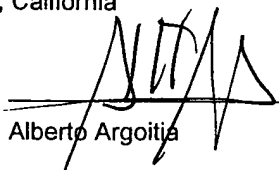
Whereas, Flex Products, Inc., of Santa Rosa, California, a JDS Uniphase Company, herein referred to as ASSIGNEE, whose principle place of business is 1402 Mariner Way, Santa Rosa, CA 95407-7370 is desirous of acquiring the entire right, title, and interest in the same;

Now therefore, for good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, I, APPLICANT, by these presents do sell, assign, and transfer to the ASSIGNEE the full and exclusive right to the invention in the United States and the entire right, title and interest in and to any and all Patents that may be granted therefor in the United States, including any reissue patents, continuation patents, and/or division patents. I also hereby authorize and request the Commissioner of Patents and Trademarks to issue said United States Patent to the ASSIGNEE, who holds the entire right, title, and interest to the same for its sole use and benefit; and for the use and benefit of its legal representatives, successors, and assigns, to the full end of the term for which any Patent may be granted.

I, the APPLICANT hereby further sells, assigns, transfers, and sets over to the ASSIGNEE the entire right, title, and interest in and to the invention in each and every country foreign to the United States; and the APPLICANT further conveys to the ASSIGNEE all priority rights resulting from the above-identified United States Patent Application, including the right to file patent applications in the ASSIGNEE's own name. The APPLICANT further agrees to execute all papers, give any required testimony, and perform other lawful acts, at the ASSIGNEE's expense, as the ASSIGNEE may require to enable the ASSIGNEE to perfect the ASSIGNEE's interest in any resulting patent of the United States or any foreign country, and to acquire, hold, enforce, convey, and uphold the validity of the patent and reissues and extensions thereof, and the ASSIGNEE's interest therein.

Date I signed the Declaration: 01/19/04

Executed this 19 day of January, 2004 at Santa Rosa, California


Alberto Argoitia

Witnessed by: 

(Print name): ROGER W. PHILLIPS

ASSIGNMENT OF APPLICATION

Whereas we, Alberto Argoitia, Paul G. Coombs, and Charles T. Markantes, all of Santa Rosa California; hereafter referred to as APPLICANTS, have invented certain new and useful improvements in OPAQUE FLAKE FOR COVERT SECURITY APPLICATIONS, hereinafter called "the invention", which is assigned Attorney Docket No. FP0303C1US, and

COPY

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Date I signed the Declaration: Jan. 19, 2004

Executed this 19th day of January, 2004 at Santa Rosa, California



Paul G. Coombs

COPY

Witnessed by: Lani Aragon

(Print name): LANI ARAGON

ASSIGNMENT OF APPLICATION

Whereas we, Alberto Argoitia, Paul G. Coombs, and Charles T. Markantes, all of Santa Rosa, California; hereafter referred to as APPLICANTS, have invented certain new and useful improvements in OPAQUE FLAKE FOR COVERT SECURITY APPLICATIONS, hereinafter called "the invention", which is assigned Attorney Docket No. FP0303C1US, and

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Date I signed the Declaration: JAN 19, 2004

Executed this 19th day of January, 2004 at Santa Rosa, California

Charles T. Markantes

Charles T. Markantes

Witnessed by: M. Pabish

(Print name): VLADIMIR RAKSHA 01.19.04.